IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.864 OF 2007

Pratima Reddy & ors. .. Petitioners.

Vs

Mrs Ujwala Satish Haware and ors.. Respondents.

Mr.Shirish Gupte, senior counsel, i/b Mr Subodh Desai for the petitioners.
Mr A.G.Sabnis, senior counsel with Mr Akhilesh Dubey and Mr A.A.Khan i/b M.Tripathi and Co, for the respondents.

CORAM : SMT.RANJANA DESAI & D.B.BHOSALE,JJ.
DATED : 12th JUNE, 2007

P.C.:

1. We have heard Mr Gupte, learned senior counsel, for the petitioners and Mr Sabnis, learned senior counsel, for the respondents.

2. An alternative efficacious remedy of filing a revision application before the Sessions Court is available to the petitioners and hence the present petition cannot be entertained. In the circumstances, Mr Gupte, learned senior counsel appearing for the petitioners, seeks liberty to withdraw this petition. The petition is allowed to be withdrawn and is disposed of as such.

3. Needless to say that it would be open to the petitioners to file a revision application before the Sessions Court if the petitioners are so advised. If such an application is made, the court, seized of the

same, shall deal with it in accordance with law. We have expressed no opinion on the merits of the case. Similarly, if any exemption application is made before the concerned Magistrate, the same shall be considered in accordance with law and in the light of the judgment of this Court in **Bhaskar Sen Vs. State of Maharashtra, 2004(4) Mh.L.J. 1114.**

4. The petition is disposed of.

(D.B.BHOSALE,J.) (SMT.RANJANA DESAI,J.)